Case 4:19-cv-02406 Document 1-6 Filed on 07/03/19 in TXSD Page 1 of 43 1/28/2019 11:40 AM
Marilyn Burgess - District Clerk Harris County

Envelope No. 30716107 By: Walter Eldridge Filed: 1/28/2019 11:40 AM

CAUSE IIV.		Hande de Herrie de La Carte
ABNER PASTOR	§	IN THE DISTRICT COURT OF
Plaintiff,	§	
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	S	
VS.	8	
	8	HARRIS COUNTY, TEXAS
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GUARDIAN TRANSITION INC.,	Š	
d/b/a GF PROTECTION INC., d/b/a	Š	
GUARDIAN FALL SAFETY, K-STRONG,	Š	
KARAM INDUSTRIES and P.N.	8	
INTERNATIONAL	8	
Defendants,	8	JUDICIAL DISTRICT

CATTER NICE

PLAINTIFF'S ORIGINAL PETITION AND REQUEST FOR DISCLOSURE TO THE HONORABLE JUDGE OF SAID COURT:

COMES NOW ABNER PASTOR ("Plaintiff"), who files this, his Original Petition against GUARDIAN TRANSITION INC., d/b/a GF PROTECTION INC., d/b/a GUARDIAN FALL SAFETY ("Defendant Guardian") K-STRONG ("Defendant K-Strong"), KARAM INDUSTRIES ("Defendant Karam") and P.N. INTERNATIONAL ("Defendant P.N.") and respectfully show this Court as follows:

1.00 LEVEL OF DISCOVERY CONTROL PLAN

1.01 Pursuant to Texas Rules of Civil Procedure 190.1, discovery is intended to be conducted under Level III of Rule 190.4 of the Texas Rules of Civil Procedure.

2.00 PARTIES

2.01 Plaintiff, ABNER PASTOR, is a resident of Cooper, Delta County, Texas. Pursuant to Tex. Civ. P. & Rem Code 30.14(a), the last three digits of Plaintiff's Social Security number are NONE.

2.02 Defendant GUARDIAN TRANSITION INC. D/B/D GUARDIAN FALL

PROTECTION, D/B/A GF PROTECTION INC. is a Washington corporation with its principal

place of business in Kent, Washington who may be served by serving its registered agent,

National Registered Agents, Inc., 155 Federal St. Ste 700, Boston, MA 02110-1727.

2.03 K-STRONG is a Texas corporation with its principal place of business in

Houston, Texas who may be served by serviing its registered agent, Andy Lui at 17330 Preston

Road #200 D, Dallas, Texas 75252.

2.04 KARAM INDUSTRIES, Sitanrgani, Uttarakhand (India) is a foreign corporation

with its principle place of business in Sitanrgani, Uttarakhand, India. Said Defendant may be

served at D-95, Secotr-2 NOIDA-201301 (U.P.) Delhi/NCR India. Said Defendant may be

served in accordance with the Hague Convention. First, Plaintiff will ensure that Complaint and

Summons are translated and then served through the Central Authority in India. Because it is

anticipated that service may take greater than 1 year, Plaintiff hereby requests an extension of

time to perfect service.

2.05 P.N. INTERNATIONAL is a foreign corporation with its principle place of

business in D-95, Secotr-2 NOIDA-201301 (U.P.) Delhi/NCR India. Said Defendant may be

served at D-95, Secotr-2 NOIDA-201301 (U.P.) Delhi/NCR India. Said Defendant may be

served in accordance with the Hague Convention. First, Plaintiff will ensure that the Complaint

and Summons are translated and then served through the Central Authority in India. Because it is

anticipated that service may take greater than 1 year, Plaintiff hereby requests an extension of

time to perfect service.

3.00 JURISDICTION AND VENUE

3.01 The amount in controversy is within the jurisdictional limits of this Court.

- 3.02 Harris County is the proper venue for this action pursuant to the Texas Civil Practice and Remedies Code, Section 15.001, et seq., because Harris County is the county where the Defendant has its principal place of business and/or all or part of the cause of action occurred in Harris County.
 - 3.03 Pursuant to Rule 47(c) Plaintiff is seeks monetary relief over \$1,000,000.

4.00 FACTS

- 4.01 On or about March 12, 2017, Plaintiff was working on a construction site for in Hochatown, Oklahoma. Plaintiff was provided a Guardian Fall Protection safety harness system. Plaintiff put on the harness and tied off to the roof. While working on the roof Plaintiff slipped, and fell to the ground causing catastrophic bodily injury because the Guardian Fall Protection harness system and/or the components of the harness system failed. As a result of the safety harness failure, Plaintiff has undergone numerous surgeries and the damages set forth herein.
- 4.02 The negligence and gross negligence of Defendants was a producing cause of the serious injuries to Plaintiff, ABNER PASTOR.

5.00 CAUSES OF ACTION AGAINST DEFENDANT- GUARDIAN FALL PROTECTION, K-STRONG, KARAM INDUSTRIES, AND P.N. INTERNATIONAL

- 5.01 Defendant by and through its employees, agents and/or vice-principals is liable for general negligence, negligence *per se*, and gross negligence toward Plaintiff in the following respects:
- Failing to remove the fall protection harness from the stream of commerce after notice of deficiencies;
 - 2) Failing to properly design the fall protection harnesses:
 - 3) Manufacturing the fall protection harness in a negligent manner;

- Failing to provide proper warnings and instructions with the fall protection harness; and
- 5) Failing to train users of the fall protection harness.
- 5.02 As a direct and proximate result of these and other acts and omissions Plaintiff suffered serious and permanent injuries due to the negligent activities of Defendant.

6.00 <u>STRICT LIABLITY: DESIGN, MANUFACTURING AND MARKETING</u> DEFECT

6.01 GUARDIAN FALL PROTECTION, K-STRONG, KARAM INDUSTRIES, AND P.N. INTERNATIONAL are liable under the strict products liability for a design defect for failing to adequate design the fall protection harness system with regard to the foreseeable uses/misuses of the equipment as well as using appropriate component materials and/or a manufacturing defect in either the components or the quality of the materials used in the component parts and/or a marketing defect for failing to adequately warn users. These defects, singularly and/or cumulatively were producing cause(s) of the incident in question and the injuries of Plaintiff.

7.00. GROSS NEGLIGENCE

- 7.01 Defendants' conduct, when viewed objectively from the standpoint of the Defendants at the time of the occurrence, involved an extreme degree of risk, considering the probability and magnitude of the potential harm to others. Moreover, Defendants had actual, subjective awareness of the risk involved, but nevertheless proceeded with conscious indifference to the rights, safety or welfare of the Plaintiff.
- 7.02 As a result of the grossly negligent conduct of the Defendants, Plaintiff suffered severe physical injuries and emotional distress.

8.00 DAMAGES

8.01 Plaintiff would show that as a direct and proximate result of the acts and/or omissions committed by Defendants, Plaintiff was caused to suffer serious and **permanent personal injuries**, which has caused Mr. Pastor in the past and will, in reasonable probability, cause Mr. Pastor in the future, physical pain, mental anguish, lost wages, loss of earning capacity, physical impairment, disfigurement, medical expenses, lifecare expenses and hospital expenses, for which Mr. Pastor should be compensated in accordance with the laws of the State of Texas. Therefore, Plaintiff seeks damages from Defendants, and, by reason of the injuries and damages set forth above, Plaintiff has been damaged far in excess of the minimum jurisdictional limits of this Court.

9.00 JURY TRIAL

9.01 Plaintiff respectfully requests a jury a trial in the above-entitled and numbered cause of action and will tender the required jury fee.

10.00 PRAYER

WHEREFORE, PREMISES CONSIDERED, Plaintiff respectfully requests that Defendants be cited to appear and answer herein and that upon full and final hearing of this cause, Plaintiff has judgment of and from the Defendants as follows:

- For all actual and punitive damages, both past and future, as prayed for herein, including punitive and/or exemplary damages.
- 2) For all of Plaintiffs' costs of court;
- For pre-judgment interest at the highest legal rate and for the longest period of time allowed by law on all elements of damage claimed herein;
- 4) For post-judgment interest at the highest legal rate allowed by law on the amount of the

judgment entered by the Court from the date of judgment until collected;

5) For such other and further relief, both general and specific, at law or in equity, to which this Honorable Court should find Plaintiffs to be justly entitled.

Respectfully Submitted;

MILLER WEISBROD, LLP 11551 Forest Central Drive Forest Central II, Suite 300 P. O. Box 821329 (75382) Dallas, Texas 75243 (214) 987-0005 (214) 987-2545 (Facsimile)

CLAYMULTER

Syste Bar No. 00791269

/Cmiller@millerweisbrod.com

JOSH BIRMINGHAM

State Bar No. 24059329

Jbirmingham@millerweisbrod.com

and

JOHN R. SALAZAR, P.C.

JOHN R. SALAZAR

SBN: 17527150

johnr@johnrsalazar.com

2201 Main St., Ste. 900

Dallas, TX 75201

Tel. 214-696-5292

101. 21. 7 000 0 20 22

Fax. 214-698-5656

ATTORNEYS FOR PLAINTIFF

REQUEST FOR DISCLOSURE

Pursuant to TEX. R. CIV. P. 194, Plaintiff requests disclosure from each and every Defendant of those items contained in 194.2 (a)-(l). Upon service of citation, along with this Original Petition, Defendants are required to respond to these Requests for Disclosure within FIFTY (50) days hereafter.

Marilyn Burgess - District Clerk Harris County Envelope No. 30793584

By: Marcella Hill Clay Miller Filed: 1/30/2019 12:05 PM

Board Certified - Personal Injury Trial Law Texas Board of Legal Specialization cmiller@MillerWeisbrod.com



Janaury 30, 2019

VIA E-File Civil Intake Harris County District Court 201 CAROLINE HOUSTON, TX 77002

Re: Abner Pastor vs. Guardian Transition Inc.

Cause No. 201906499

Dear Sir/Madam:

Please prepare four additional citations for the following:

(1) KARAM INDUSTRIES

President: Hermant Sapra D-95, Vyapar Marg, Sector 2, Noida, Uttar Pradesh 201301 India

OR WHEREVER HE MAY BE FOUND

(2) KARAM INDUSTRIES

President: Rajesh Nigam D-95, Vyapar Marg, Sector 2, Noida, Uttar Pradesh 201301 India

OR WHEREVER HE MAY BE FOUND

(3) P. N. INTERNATIONAL

President: Hermant Sapra D-95, Vyapar Marg, Sector 2, Noida, Uttar Pradesh 201301 India

OR WHEREVER HE MAY BE FOUND

(4) P. N. INTERNATIONAL

President: Rajesh Nigam D-95, Vyapar Marg, Sector 2, Noida, Uttar Pradesh 201301 India

OR WHEREVER HE MAY BE FOUND

Payment for copies and fee will be submitted.

We appreciate your assistance in this matter. If you have any questions, please give me a call.

Sincerely,

/s/ Maggie Sanchez

Maggie Sanchez Legal Secretary to Clay Miller

#1132021

Marilyn Burgess - District Clerk Harris County Envelope No. 31099200

By: Marcella Hill Clay Miller Filed: 2/11/2019 3:20 PM

Board Certified - Personal Injury Trial Law Texas Board of Legal Specialization cmiller@MillerWeisbrod.com



February 11, 2019

VIA E-File Civil Intake Harris County District Court 201 CAROLINE HOUSTON, TX 77002

> Abner Pastor vs. Guardian Transition Inc. Re:

> > Cause No. 201906499

Dear Sir/Madam:

Please prepare two citations for the following:

GUARDIAN TRANSITION INC. D/B/D GUARDIAN FALL **(1)** PROTECTION, D/B/A GF PROTECTION INC.

> Registered Agent: National Registered Agents, Inc., 155 Federal St. Ste 700. Boston, MA 02110-1727

(2) K-STRONG P. N. INTERNATIONAL

> Registered Agent: Andy Lui 17330 Preston Road #200 D

Dallas, Texas 75252

OR WHEREVER HE MAY BE FOUND

Payment for the fee will be submitted. Please email them both to msanchez@millerweisbrod.com when they are ready.

We appreciate your assistance in this matter. If you have any questions, please give me a call.

Sincerely,

/s/ Maggie Sanchez

Maggie Sanchez Legal Secretary to Clay Miller

#1134217



MARILYN BURGESS

HARRIS COUNTY DISTRICT CLERK

Civil Process Pick-Up Form

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Marilyn Burgess - District Clerk Harris County Envelope No. 31334889 By: Marcella Hill

Clay Miller Filed: 2/20/2019 12:03 PM

Board Certified - Personal Injury Trial Law Texas Board of Legal Specialization cmiller@MillerWeisbrod.com



February 20, 2019

VIA E-File Civil Intake Harris County District Court 201 CAROLINE HOUSTON, TX 77002

Re: Abner Pastor vs. Guardian Transition Inc.

Cause No. 201906499

AMENDED REQUEST

Dear Sir/Madam:

Please prepare one citation for the following:

(1) KARAM INDUSTRIES

D-95, Vyapar Marg, Sector 2, Noida, Uttar Pradesh 201301 India

OR WHEREVER IT MAY BE FOUND

(2) P. N. INTERNATIONAL

D-95, Vyapar Marg, Sector 2, Noida, Uttar Pradesh 201301 India

OR WHEREVER IT MAY BE FOUND

Payment for copies and fee will be submitted. Also, please DO NOT put "Hague Convention" on the citations.

We appreciate your assistance in this matter. If you have any questions, please give me a call.

Sincerely,

/s/ Maggie Sanchez

Maggie Sanchez Legal Secretary to Clay Miller

Case 4:19-cv-02406 Document 1-6 Filed on 07/03/19 in TXSD Page 13 of 43 2/27/2019 12:39 PM Marilyn Burgess - District Clerk Harris County Envelope No. 31532431 By: VERONICA GONZALEZ

Filed: 2/27/2019 12:39 PM

CAUSE NO. 201906499

COPY OF PLEADING PROVIDED BY PLT

RECEIPT No. 773552 TR# 73592744

In The 151st

Judicial District Court of

Harris County, Texas

201 CAROLINE

Houston, Texas

GUARDIAN TRANSITION INC (D/B/A GF PROTECTION INC) (D/B/A

vs.

0

Plaintiff:

Defendant:

PASTOR, ABNER

CITATION (NON-RESIDENT CORPORATE)

THE STATE OF TEXAS County of Harris

GUARDIAN TRANSITION INC (D/B/D GUARDIAN FALL PROTECTION D/B/A GF PROTECTION INC) (WASHINGTON CORPORATION) MAY BE SERVED BY SERVING ITS REGISTERED AGENT NATIONAL REGISTERED AGENTS INC

155 FEDERAL ST STE 700, BOSTON MA 02110-1727

Attached is a copy of: PLAINTIFF'S ORIGINAL PETITION AND REQUEST FOR DISCLOSURE

This instrument was filed on January 28, 2019 in the above cited cause number and court. The instrument attached describes the claim against you.

YOU HAVE BEEN SUED. You may employ an attorney. If you or your Attorney do not file a written answer with the District Clerk who issued this citation by 10:00 a.m. on the Monday next following the expiration date of 20 days after you were served this citation and petition, a default judgment may be taken against you.

TO OFFICER SERVING:

This citation was issued on February 14, 2019, under my hand and seal of said court.

Issued at the request of:

BIRMINGHAM, JOSHUA R. 2201 MAIN ST. STE. 900 DALLAS, TX. 75201

Bar Number: 24059329



mail Burger

Marilyn Burgess, District Clerk

Harris County, Texas 201 CAROLINE, Houston, TX 77002 (PO Box 4651, Houston, TX 77210)

Generated By: RHONDA MOMON

DAVID D. AYLES, PROCESS SERVER A TRUE COPY ATTEST AND DISINTERESTED PERSON

Case 4:19-cv-02406 Docume	ent 1-6 F	iled on 07/0	03/19 in TXSD	Page 14 of 43	** **********************************
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CAUSE NUMBER: 201906499 In the 151st PLAINTIFF: PASTOR, ABNER Judicial District Court of DEFENDANT: GUARDIAN TRANSITION INC (D/B/A GF PROTECTION INC) (D/B/A GUARDIAN Harris County, Texas OFFICER - AUTHORIZED PERSON RETURN Came to hand at 9.00 o'clock 9. M. on the 70 day of F63414892019. Executed at C/O CT CORP RESIDES AGENTS, ISS FEDERAL ST., BOSTON, MA (Address) SUFFOUR Delivering to _____FAED MONIA, CLERK, NATIONAL NOCUTED AGENTS defendant, in person, a true copy of this Citation together with the accompanying _____ copy(ies) of the Petition. Petition attached thereto and I endorsed on said copy of the Citation the date of delivery. certify which I affix my hand officially this ____, 20/9 Fees \$_ JOHN RYMASZONKI - PADERES SORVE __, known to me to be the person whose signature appears on the foregoing return, personally appeared. After being by me duly sworn, he/she stated that this citation was executed by him/her in the exact manner recited on the return. SWORN TO AND SUBSCRIBED BEFORE ME, On this 21 day of FERNAN Notary Public

Case 4:19-cv-02406 Document 1-6 Filed on 07/03/19 in TXSD Manthen Eurofess - District Clerk

CAUSE NO. 201906499

COPY OF PLEADING PROVIDED BY PLT

2/27/2019 12:39:11 PM **Harris County** Envelope No: 31532431 By: GONZALEZ, VERONICA Filed: 2/27/2019 12:39:11 PM

RECEIPT No. 773552 TR# 73592744

In The 151st

Judicial District Court of

Harris County, Texas

201 CAROLINE

Houston, Texas

GUARDIAN TRANSITION INC (D/B/A GF PROTECTION INC) (D/B/A

vs.

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Plaintiff:

Defendant:

PASTOR, ABNER

CITATION (NON-RESIDENT CORPORATE)

THE STATE OF TEXAS County of Harris

GUARDIAN TRANSITION INC (D/B/D GUARDIAN FALL PROTECTION D/B/A GF PROTECTION INC) (WASHINGTON CORPORATION) MAY BE SERVED BY SERVING ITS REGISTERED AGENT NATIONAL REGISTERED AGENTS INC

155 FEDERAL ST STE 700, BOSTON MA 02110-1727

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TO OFFICER SERVING:

This citation was issued on February 14, 2019, under my hand and seal of said court.

Issued at the request of:

BIRMINGHAM, JOSHUA R. 2201 MAIN ST. STE. 900 DALLAS, TX. 75201

Bar Number: 24059329



mail Burger

Marilyn Burgess, District Clerk

Harris County, Texas 201 CAROLINE, Houston, TX 77002 (PO Box 4651, Houston, TX 77210)

Generated By: RHONDA MOMON

DAVID D. AYLES, PROCESS SERVER A TRUE COPY ATTEST AND DISINTERESTED PERSON

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Case 4:19-cv-02406 Document 1-6 Filed on 07/03/19 in TXSD Page 17 of 43

Tracking Number: 73592744

CAUSE NUMBER: 201906499 In the 151st PLAINTIFF: PASTOR, ABNER Judicial District Court of DEFENDANT: GUARDIAN TRANSITION INC (D/B/A GF PROTECTION INC) (D/B/A GUARDIAN Harris County, Texas OFFICER - AUTHORIZED PERSON RETURN Came to hand at 9.00 o'clock 9. M. on the 70 day of F63414892019. Executed at C/O CT CORP RESIDES AGENTS, ISS FEDERAL ST., BOSTON, MA (Address) SUFFOUR Delivering to _____FAED MONIA, CLERK, NATIONAL NOCUTED AGENTS defendant, in person, a true copy of this Citation together with the accompanying _____ copy(ies) of the Petition. Petition attached thereto and I endorsed on said copy of the Citation the date of delivery. certify which I affix my hand officially this ____, 20/9 Fees \$_ JOHN RYMASZONKI - PADERES SORVE __, known to me to be the person whose signature appears on the foregoing return, personally appeared. After being by me duly sworn, he/she stated that this citation was executed by him/her in the exact manner recited on the return. SWORN TO AND SUBSCRIBED BEFORE ME, On this 21 day of FERNAN Notary Public

Marilyn Burgess - District Clerk Harris County Envelope No. 31911668

By: VERONICA GONZALEZ Clay Miller Filed: 3/13/2019 2:09 PM

Board Certified - Personal Injury Trial Law Texas Board of Legal Specialization cmiller@MillerWeisbrod.com



March 13, 2019

VIA E-File Civil Intake Harris County District Court 201 CAROLINE HOUSTON, TX 77002

Re: Abner Pastor vs. Guardian Transition Inc.

Cause No. 201906499

Dear Sir/Madam:

Please email the following two citations to msanchez@millerweisbrod.com.

(1) GUARDIAN TRANSITION INC. D/B/D GUARDIAN FALL PROTECTION, D/B/A GF PROTECTION INC.

Registered Agent: National Registered Agents, Inc., 155 Federal St. Ste 700, Boston, MA 02110-1727

(2) K-STRONG

P. N. INTERNATIONAL

Registered Agent: Andy Lui 17330 Preston Road #200 D Dallas, Texas 75252

OR WHEREVER HE MAY BE FOUND

We appreciate your assistance in this matter. If you have any questions, please give me a call.

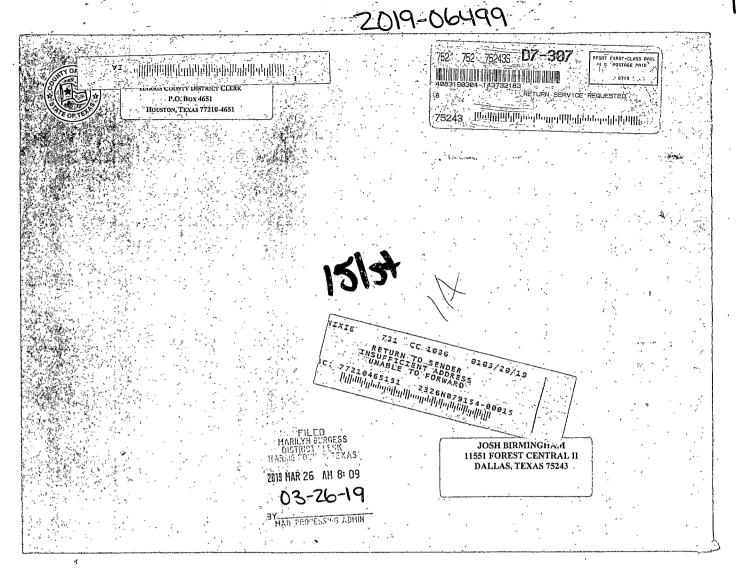
Sincerely,

/s/ Maggie Sanchez

Maggie Sanchez Legal Secretary to Clay Miller

#1139520

P-10



CAUSE NO. 201906499

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DIATUMAN DIGGO DOMES		*1	*****	**		TR # 73596734
PLAINTIFF: PASTOR, ABNER vs.						151st District Court
DEFENDANT: GUARDIAN TRANSITION (D/B/A GUARDIAN	INC (D/B/A	GF PRO	TECTION	INC)	of Harris	County, Texas
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THE STATE OF TEXAS County of Harris						
TO: P N INTERNATIONAL D-95 VYAPAR MARG SECTOR 2 NOIDA UTTAR PRADESH 201301 OR WHEREVER IT MAY BE FOUND						
Attached is a copy of <u>PLAIN</u>	riff's Orig	INAL P	<u>ETITION</u>	AND R	COUEST FOR DIS	SCLOSURES
This instrument was filed on the and court. The instrument attack	e <u>28th day</u> hed describ	of Jan es the	<u>uary, 2</u> claim	<u>019</u> , in against	n the above co	ited cause number
YOU HAVE BEEN SUED, You may written answer with the District next following the expiration of a default judgment may be taken	t Clerk who f 20 days a	issue fter y	d this	citatio	on by 10:00 a	.m on the Monday
TO OFFICER SERVING:						
This citation was issued of said Court.				9, unde	er my hand and	i
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Issued at request of:	18/	-	1/8/		N BURGESS, Di	strict Clerk
BIRMINGHAM, JOSH	(p)	2	[[]	Harris	County, Texa	ıs
11551 FOREST CENTRAL II DALLAS, TX 75243 Tel: (214) 987-0005	150	0 4 9	(4)	(P.O.	Box 4651, Houst	on, Texas 77002 ston, Texas 77210)
Bar No.: 24059329			Gen	erated	By: MOMON, RI	HONDA HWP//11170273
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PERSONALLY APPEARED before me, t	he undersi	gned a	uthorit	У,	 -	
who being by me duly sworn, depositate of	oses and sa ne delivere	ys thai d to th	t in the	e Count	y of	in pargon at the
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a true copy of this notice, with	a copy of	:				
accompanying same; and further, and is the person competent to m	that he is make oath o	an adı f the i	ult and	is in	no manner int	erested in this suit
-		~ -			Affiant/Deput	
On this day,						the person whose
signature appears on the foregoine/she stated that this citation return.	ng return, was execu	person	nally ar	peared	. After being	by me duly sworn.
SWORN TO AND SUBSCRIBED BEFORE M	Œ, on this		day of			·

73596734

Notary Public

N.INT.CITN.P

CAUSE NO. 201906499

	RECEIPT NO	0.00 MTA	
	<u>*</u>	****	TR # 73596734
PLAINTIFF: PASTOR, ABNER vs. DEFENDANT: GUARDIAN TRANSITION INC (D/B/A GUARDIAN	C (D/B/A GF PRO	TECTION INC)	In The 151st Judicial District Court of Harris County, Texas 151ST DISTRICT COURT Houston, TX
THE STATE OF TEXAS County of Harris	CITATION (NO	-RESIDENT)	
TO: P N INTERNATIONAL D-95 VYAPAR MARG SECTOR 2 NOIDA UTTAR PRADESH 201301 OR WHEREVER IT MAY BE FOUND			
Attached is a copy of <u>PLAINTIF</u>	F'S ORIGINAL E	ETITION AND REG	DUEST FOR DISCLOSURES
This instrument was filed on the 2 and court. The instrument attached	28th day of Jar describes the	uary, 2019, in claim against	the above cited cause number you.
YOU HAVE BEEN SUED, You may e written answer with the District Conext following the expiration of 2 a default judgment may be taken ag	Clerk who issue 20 days after y	d this citation	by 10:00 a.m on the Monday
TO OFFICER SERVING: This citation was issued on seal of said Court.	1st day of Mar	ch, 2019, unde	r my hand and
	-		
	RT OF HAA	Pos mail	Burger
Issued at request of: BIRMINGHAM, JOSH 11551 FOREST CENTRAL II DALLAS, TX 75243	OF HAA	Harris 201 Car	BURGESS, District Clerk County, Texas Coline, Houston, Texas 77002 Box 4651, Houston, Texas 77210)
Tel: (214) 987-0005 <u>Bar No.</u> : 24059329		Generated	By: MOMON, RHONDA HWP//11170273
STATE OF			
County of	FFICER/AUTHORIZ	ED PERSON RETU	RN
PERSONALLY APPEARED before me, the	undersigned a	uthority.	
who being by me duly sworn, depose	s and says tha	t in the County	of of
State of he following times and places to wit:	delivered to t	ne within named	defendants in person at the
NAME	DATE	MINE	PLACE
		HOUR MIN	PLACE
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a true copy of this notice, with a	copy of:		
accompanying same; and further, the and is the person competent to make	at he is an ad e oath of the	ult and is in r fact.	o manner interested in this suit
· · ·		1	ffiant/Deputy
On this day, signature appears on the foregoing he/she stated that this citation w return.	return, perso	nally appeared.	After being by me duly sworn,
SWORN TO AND SUBSCRIBED BEFORE ME,	on this	day of	
		N	otary Public

1/28/2019 11:40 AM Marilyn Burgess - District Clerk Harris County Envelope No. 30716107 By: Walter Eldridge

Filed: 1/28/2019 11:40 AM

2019-06499 / Court: 151

CAUSE NO.

§	IN THE DISTRICT COURT OF
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8	JUDICIAL DISTRICT
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PLAINTIFF'S ORIGINAL PETITION AND REQUEST FOR DISCLOSURE TO THE HONORABLE JUDGE OF SAID COURT:

COMES NOW ABNER PASTOR ("Plaintiff"), who files this, his Original Petition against GUARDIAN TRANSITION INC., d/b/a GF PROTECTION INC., d/b/a GUARDIAN FALL SAFETY ("Defendant Guardian") K-STRONG ("Defendant K-Strong"), KARAM INDUSTRIES ("Defendant Karam") and P.N. INTERNATIONAL ("Defendant P.N.") and respectfully show this Court as follows:

1.00 LEVEL OF DISCOVERY CONTROL PLAN

1.01 Pursuant to Texas Rules of Civil Procedure 190.1, discovery is intended to be conducted under Level III of Rule 190.4 of the Texas Rules of Civil Procedure.

2.00 PARTIES

2.01 Plaintiff, ABNER PASTOR, is a resident of Cooper, Delta County, Texas.

Pursuant to Tex. Civ. P. & Rem Code 30.14(a), the last three digits of Plaintiff's Social Security number are NONE.

2.02 Defendant GUARDIAN TRANSITION INC. D/B/D GUARDIAN FALL PROTECTION, D/B/A GF PROTECTION INC. is a Washington corporation with its principal place of business in Kent, Washington who may be served by serving its registered agent, National Registered Agents, Inc., 155 Federal St. Ste 700, Boston, MA 02110-1727.

2.03 K-STRONG is a Texas corporation with its principal place of business in Houston, Texas who may be served by serviing its registered agent, Andy Lui at 17330 Preston Road #200 D, Dalias, Texas 75252.

2.04 KARAM INDUSTRIES, Sitanrganj, Uttarakhand (India) is a foreign corporation with its principle place of business in Sitanrganj, Uttarakhand, India. Said Defendant may be served at D-95, Secotr-2 NOIDA-201301 (U.P.) Delhi/NCR India. Said Defendant may be served in accordance with the Hague Convention. First, Plaintiff will ensure that Complaint and Summons are translated and then served through the Central Authority in India. Because it is anticipated that service may take greater than 1 year, Plaintiff hereby requests an extension of time to perfect service.

2.05 P.N. INTERNATIONAL is a foreign corporation with its principle place of business in D-95, Secotr-2 NOIDA-201301 (U.P.) Delhi/NCR India. Said Defendant may be served at D-95, Secotr-2 NOIDA-201301 (U.P.) Delhi/NCR India. Said Defendant may be served in accordance with the Hague Convention. First, Plaintiff will ensure that the Complaint and Summons are translated and then served through the Central Authority in India. Because it is anticipated that service may take greater than 1 year, Plaintiff hereby requests an extension of time to perfect service.

3.00 JURISDICTION AND VENUE

3.01 The amount in controversy is within the jurisdictional limits of this Court.

- 3.02 Harris County is the proper venue for this action pursuant to the Texas Civil Practice and Remedies Code, Section 15.001, et seq., because Harris County is the county where the Defendant has its principal place of business and/or all or part of the cause of action occurred in Harris County.
 - 3.03 Pursuant to Rule 47(c) Plaintiff is seeks monetary relief over \$1,000,000.

4.00 FACTS

- 4.01 On or about March 12, 2017, Plaintiff was working on a construction site for in Hochatown, Oklahoma. Plaintiff was provided a Guardian Fall Protection safety harness system. Plaintiff put on the harness and tied off to the roof. While working on the roof Plaintiff slipped, and fell to the ground causing catastrophic bodily injury because the Guardian Fall Protection harness system and/or the components of the harness system failed. As a result of the safety harness failure, Plaintiff has undergone numerous surgeries and the damages set forth herein.
- 4.02 The negligence and gross negligence of Defendants was a producing cause of the serious injuries to Plaintiff, ABNER PASTOR.

5.00 <u>CAUSES OF ACTION AGAINST DEFENDANT- GUARDIAN FALL</u> PROTECTION, K-STRONG, KARAM INDUSTRIES, AND P.N. INTERNATIONAL

- 5.01 Defendant by and through its employees, agents and/or vice-principals is liable for general negligence, negligence *per se*, and gross negligence toward Plaintiff in the following respects:
- 1) Failing to remove the fall protection harness from the stream of commerce after notice of deficiencies;
 - 2) Failing to properly design the fall protection harnesses:
 - 3) Manufacturing the fall protection harness in a negligent manner;

- 4) Failing to provide proper warnings and instructions with the fall protection harness; and
- 5) Failing to train users of the fall protection harness.
- 5.02 As a direct and proximate result of these and other acts and omissions Plaintiff suffered serious and permanent injuries due to the negligent activities of Defendant.

6.00 <u>STRICT LIABLITY: DESIGN, MANUFACTURING AND MARKETING DEFECT</u>

6.01 GUARDIAN FALL PROTECTION, K-STRONG, KARAM INDUSTRIES, AND P.N. INTERNATIONAL are liable under the strict products liability for a design defect for failing to adequate design the fall protection harness system with regard to the foreseeable uses/misuses of the equipment as well as using appropriate component materials and/or a manufacturing defect in either the components or the quality of the materials used in the component parts and/or a marketing defect for failing to adequately warn users. These defects, singularly and/or cumulatively were producing cause(s) of the incident in question and the injuries of Plaintiff.

7.00. GROSS NEGLIGENCE

- 7.01 Defendants' conduct, when viewed objectively from the standpoint of the Defendants at the time of the occurrence, involved an extreme degree of risk, considering the probability and magnitude of the potential harm to others. Moreover, Defendants had actual, subjective awareness of the risk involved, but nevertheless proceeded with conscious indifference to the rights, safety or welfare of the Plaintiff.
- 7.02 As a result of the grossly negligent conduct of the Defendants, Plaintiff suffered severe physical injuries and emotional distress.

8.00 DAMAGES

8.01 Plaintiff would show that as a direct and proximate result of the acts and/or omissions committed by Defendants, Plaintiff was caused to suffer serious and permanent personal injuries, which has caused Mr. Pastor in the past and will, in reasonable probability, cause Mr. Pastor in the future, physical pain, mental anguish, lost wages, loss of earning capacity, physical impairment, disfigurement, medical expenses, lifecare expenses and hospital expenses, for which Mr. Pastor should be compensated in accordance with the laws of the State of Texas. Therefore, Plaintiff seeks damages from Defendants, and, by reason of the injuries and damages set forth above, Plaintiff has been damaged far in excess of the minimum jurisdictional limits of this Court.

9.00 JURY TRIAL

9.01 Plaintiff respectfully requests a jury a trial in the above-entitled and numbered cause of action and will tender the required jury fee.

10.00 PRAYER

WHEREFORE, PREMISES CONSIDERED, Plaintiff respectfully requests that Defendants be cited to appear and answer herein and that upon full and final hearing of this cause, Plaintiff has judgment of and from the Defendants as follows:

- For all actual and punitive damages, both past and future, as prayed for herein, including punitive and/or exemplary damages.
- 2) For all of Plaintiffs' costs of court;
- 3) For pre-judgment interest at the highest legal rate and for the longest period of time allowed by law on all elements of damage claimed herein;
- 4) For post-judgment interest at the highest legal rate allowed by law on the amount of the

judgment entered by the Court from the date of judgment until collected;

5) For such other and further relief, both general and specific, at law or in equity, to which this Honorable Court should find Plaintiffs to be justly entitled.

Respectfully Submitted;

MILLER WEISBROD, LLP 11551 Forest Central Drive Forest Central II, Suite 300 P. O. Box 821329 (75382) Dallas, Texas 75243 (214) 987-0005 (214) 987-2545 (Facsimile)

CLAY MILLER

Syste Bar No. 00791,266

Cmiller@millerveisbrod.com

JOSH BIRMINGHAM State Bar No. 24059329

Jbirmingham@millerweisbrod.com

and

JOHN R. SALAZAR, P.C. JOHN R. SALAZAR SBN: 17527150

johnr@johnrsalazar.com 2201 Main St., Ste. 900

Dallas, TX 75201 Tel. 214-696-5292

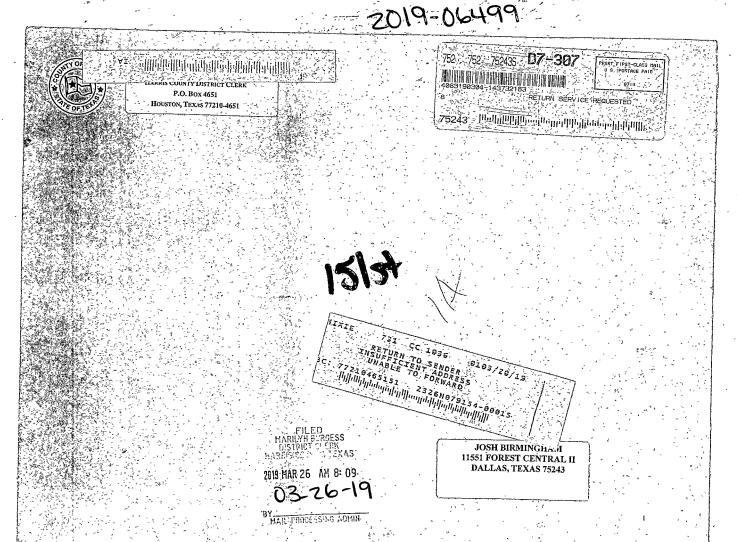
Fax. 214-698-5656

ATTORNEYS FOR PLAINTIFF

REQUEST FOR DISCLOSURE

Pursuant to TEX, R. CIV, P. 194, Plaintiff requests disclosure from each and every Defendant of those items contained in 194.2 (a)-(l). Upon service of citation, along with this Original Petition, Defendants are required to respond to these Requests for Disclosure within FIFTY (50) days hereafter.

P-10



j. S

FILED
Marityn Burgess
District Clerk

MAR 2 6 2013

CAUSE NO. 201906499

RECEIPT NO.

Herrie County, Texas

By

0:00 Deput/A

TR # 73596732

PLAINTIFF: PASTOR, ABNER

vs.

DEFENDANT: GUARDIAN TRANSITION INC (D/B/A GF PROTECTION INC)

(D/B/A GUARDIAN

In The 151st
Judicial District Court
of Harris County, Texas
151ST DISTRICT COURT
Houston, TX

CITATION (NON-RESIDENT)

THE STATE OF TEXAS County of Harris

TO: KARAM INDUSTRIES

D-95 VYAPAR MARG SECTOR 2 NOIDA UTTAR PRADESH 201301 OR WHEREVER IT MAY BE FOUND

Attached is a copy of PLAINTIFF'S ORIGINAL PETITION AND REQUEST FOR DISCLOSURE

This instrument was filed on the <u>28th day of January</u>, <u>2019</u>, in the above cited cause number and court. The instrument attached describes the claim against you.

YOU HAVE BEEN SUED, You may employ an attorney. If you or your attorney do not file a written answer with the District Clerk who issued this citation by 10:00 a.m on the Monday next following the expiration of 20 days after you were served this citation and petition, a default judgment may be taken against you.

TO OFFICER SERVING:

This citation was issued on 1st day of March, 2019, under my hand and seal of said Court .

Issued at request of:
BIRMINGHAM, JOSH
11551 FOREST CENTRAL II
DALLAS, TX 75243
Tel: (214) 987-0005
Bar No.: 24059329



mail Burger

MARILYN BURGESS, District Clerk Harris County, Texas 201 Caroline, Houston, Texas 77002 (P.O. Box 4651, Houston, Texas 77210)

Generated By: MOMON, RHONDA HWP//11170273

STATE OF						
	OFFICER	R/AUTHORIZ	ED PERS	ON RETU	RN	
County of						
PERSONALLY APPEARED before	me, the unde	rsigned a	uthorit	V.		
who being by me duly sworn,						
State of						t the
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73596732

CAUSE NO. 201906499

	RECEIPT NO.					0.00 MTA
			**	*****	*	TR # 73596732
PLAINTIFF: PASTOR, ABNER vs. DEFENDANT: GUARDIAN TRANSITI (D/B/A GUARDIAN	ON INC (D/B/A	GF PRO	TECTION	INC)	In The 151st Judicial District Court of Harris County, Texas 151ST DISTRICT COURT Houston, TX
THE STATE OF TEXAS	C	ITATI	NON) NC	-RESIDE	NT)	
County of Harris						•
TO: KARAM INDUSTRIES D-95 VYAPAR MARG SECTOR NOIDA UTTAR PRADESH 2013 OR WHEREVER IT MAY BE FO	01					
Attached is a copy of PL	AINTIFF'	S ORIO	GINAL P	ETITION	AND RE	OUEST FOR DISCLOSURE
This instrument was filed on and court. The instrument at	the <u>28t</u> tached d	h day lescril	of Jan	uary, 2	0 <u>19</u> , ir against	n the above cited cause number you.
written answer with the Dist	rict Cle n of 20	rk who	o issue after y	d this	cītatio	r your attorney do not file a on by 10:00 a.m on the Monday i this citation and petition,
TO OFFICER SERVING:						
This citation was issu seal of said Court.	ed on 1s	_			9, unde	er my hand and
Issued at request of: BIRMINGHAM, JOSH 11551 FOREST CENTRAL II DALLAS, TX 75243 Tel: (214) 987-0005 Bar No.: 24059329		STRICT COLO	TOF HAR	TO THE PARTY OF TH	MARILY Harris 201 Ca (P.O.	N BURGESS, District Clerk County, Texas Aroline, Houston, Texas 77002 Box 4651, Houston, Texas 77210) By: MOMON, RHONDA HWP//11170273
STATE OF						
	OFFI	CER/A	UTHORIZ	ED PERS	ON RET	UR N
PERSONALLY APPEARED before m who being by me duly sworn, State of following times and places t	deposes he de	and sa	ays tha	t in the	e Count	cy ofed defendants in person at the
NAME		DATE			Æ	PLACE
	MONTH 	DAY	YEAR 	HOUR 	MIN	
a true copy of this notice,	with a c	opy of	E:			
accompanying same; and furth and is the person competent					is in	no manner interested in this suit
				-		Affiant/Deputy
signature appears on the for	egoing r	eturn,	perso	nally a	peared	on to me to be the person whose d. After being by me duly sworn, the exact manner recited on the
SWORN TO AND SUBSCRIBED BEFO	RE ME, o	n this	3	day of		

73596732

Notary Public

N.INT.CITN.P

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1/28/2019 11:40 AM Marilyn Burgess - District Clerk Harris County Envelope No. 30716107

By Walter Eldridge Filed: 1/28/2019 11:40 AM

2019-06499 / Court: 151

CAUSE NO.

ABNER PASTOR	§	IN THE DISTRICT COURT OF
Plaintíff,	§	
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,	8	
VS.	§	
	§	HARRIS COUNTY, TEXAS
	§	
GUARDIAN TRANSITION INC.,	\$	
d/b/a GF PROTECTION INC., d/b/a	8	
GUARDIAN FALL SAFETY, K-STRONG,	§	
KARAM INDUSTRIES and P.N.	§	
INTERNATIONAL	§	
Defendants.	8	JUDICIAL DISTRICT

PLAINTIFF'S ORIGINAL PETITION AND REQUEST FOR DISCLOSURE

TO THE HONORABLE JUDGE OF SAID COURT:

COMES NOW ABNER PASTOR ("Plaintiff"), who files this, his Original Petition against GUARDIAN TRANSITION INC., d/b/a GF PROTECTION INC., d/b/a GUARDIAN FALL SAFETY ("Defendant Guardian") K-STRONG ("Defendant K-Strong"), KARAM INDUSTRIES ("Defendant Karam") and P.N. INTERNATIONAL ("Defendant P.N.") and respectfully show this Court as follows:

1.00 LEYEL OF DISCOVERY CONTROL PLAN

1.01 Pursuant to Texas Rules of Civil Procedure 190.1, discovery is intended to be conducted under Level III of Rule 190.4 of the Texas Rules of Civil Procedure.

2.00 PARTIES

2.01 Plaintiff, ABNER PASTOR, is a resident of Cooper, Delta County, Texas. Pursuant to Tex. Civ. P. & Rem Code 30.14(a), the last three digits of Plaintiff's Social Security number are NONE.

2.02 Defendant GUARDIAN TRANSITION INC. D/B/D GUARDIAN FALL PROTECTION, D/B/A GF PROTECTION INC. is a Washington corporation with its principal place of business in Kent, Washington who may be served by serving its registered agent, National Registered Agents, Inc., 155 Federal St. Ste 700, Boston, MA 02110-1727.

2.03 K-STRONG is a Texas corporation with its principal place of business in Houston, Texas who may be served by serviing its registered agent, Andy Lui at 17330 Preston Road #200 D, Dallas, Texas 75252.

2.04 KARAM INDUSTRIES, Sitanrganj, Uttarakhand (India) is a foreign corporation with its principle place of business in Sitanrganj, Uttarakhand, India. Said Defendant may be served at D-95, Secotr-2 NOIDA-201301 (U.P.) Delhi/NCR India. Said Defendant may be served in accordance with the Hague Convention. First, Plaintiff will ensure that Complaint and Summons are translated and then served through the Central Authority in India. Because it is anticipated that service may take greater than 1 year, Plaintiff hereby requests an extension of time to perfect service.

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 - 3.03 Pursuant to Rule 47(c) Plaintiff is seeks monetary relief over \$1,000,000.

4.00 FACTS

- 4.01 On or about March 12, 2017, Plaintiff was working on a construction site for in Hochatown, Oklahoma. Plaintiff was provided a Guardian Fall Protection safety harness system. Plaintiff put on the harness and tied off to the roof. While working on the roof Plaintiff slipped, and fell to the ground causing catastrophic bodily injury because the Guardian Fall Protection harness system and/or the components of the harness system failed. As a result of the safety harness failure, Plaintiff has undergone numerous surgeries and the damages set forth herein.
- 4.02 The negligence and gross negligence of Defendants was a producing cause of the serious injuries to Plaintiff, ABNER PASTOR.

5.00 <u>CAUSES OF ACTION AGAINST DEFENDANT- GUARDIAN FALL</u> PROTECTION, K-STRONG, KARAM INDUSTRIES, AND P.N. INTERNATIONAL

- 5.01 Defendant by and through its employees, agents and/or vice-principals is liable for general negligence, negligence *per se*, and gross negligence toward Plaintiff in the following respects:
- 1) Failing to remove the fall protection harness from the stream of commerce after notice of deficiencies:
 - 2) Failing to properly design the fall protection harnesses:
 - Manufacturing the fall protection harness in a negligent manner;

- Failing to provide proper warnings and instructions with the fall protection harness; and
- 5) Failing to train users of the fall protection harness.
- 5.02 As a direct and proximate result of these and other acts and omissions Plaintiff suffered serious and permanent injuries due to the negligent activities of Defendant.

6.00 STRICT LIABLITY: DESIGN, MANUFACTURING AND MARKETING DEFECT

6.01 GUARDIAN FALL PROTECTION, K-STRONG, KARAM INDUSTRIES, AND P.N. INTERNATIONAL are liable under the strict products liability for a design defect for failing to adequate design the fall protection harness system with regard to the foreseeable uses/misuses of the equipment as well as using appropriate component materials and/or a manufacturing defect in either the components or the quality of the materials used in the component parts and/or a marketing defect for failing to adequately warn users. These defects, singularly and/or cumulatively were producing cause(s) of the incident in question and the injuries of Plaintiff.

7.00. GROSS NEGLIGENCE

- 7.01 Defendants' conduct, when viewed objectively from the standpoint of the Defendants at the time of the occurrence, involved an extreme degree of risk, considering the probability and magnitude of the potential harm to others. Moreover, Defendants had actual, subjective awareness of the risk involved, but nevertheless proceeded with conscious indifference to the rights, safety or welfare of the Plaintiff.
- 7.02 As a result of the grossly negligent conduct of the Defendants, Plaintiff suffered severe physical injuries and emotional distress.

8.00 DAMAGES

8.01 Plaintiff would show that as a direct and proximate result of the acts and/or omissions committed by Defendants, Plaintiff was caused to suffer serious and permanent personal injuries, which has caused Mr. Pastor in the past and will, in reasonable probability, cause Mr. Pastor in the future, physical pain, mental anguish, lost wages, loss of earning capacity, physical impairment, disfigurement, medical expenses, lifecare expenses and hospital expenses, for which Mr. Pastor should be compensated in accordance with the laws of the State of Texas. Therefore, Plaintiff seeks damages from Defendants, and, by reason of the injuries and damages set forth above. Plaintiff has been damaged far in excess of the minimum jurisdictional limits of this Court.

9.00 JURY TRIAL

9.01 Plaintiff respectfully requests a jury a trial in the above-entitled and numbered cause of action and will tender the required jury fee.

10.00 PRAYER

WHEREFORE, PREMISES CONSIDERED, Plaintiff respectfully requests that Defendants be cited to appear and answer herein and that upon full and final hearing of this cause, Plaintiff has judgment of and from the Defendants as follows:

- For all actual and punitive damages, both past and future, as prayed for herein, including punitive and/or exemplary damages.
- 2) For all of Plaintiffs' costs of court;
- For pre-judgment interest at the highest legal rate and for the longest period of time allowed by law on all elements of damage claimed herein;
- 4) For post-judgment interest at the highest legal rate allowed by law on the amount of the

- judgment entered by the Court from the date of judgment until collected;
- 5) For such other and further relief, both general and specific, at law or in equity, to which this Honorable Court should find Plaintiffs to be justly entitled.

Respectfully Submitted;

MILLER WEISBROD, LLP 11551 Forest Central Drive Forest Central II, Suite 300 P. O. Box 821329 (75382) Dallas, Texas 75243 (214) 987-0005 (214) 987-2545 (Facsimile)

American Company

CLAYMILLER

State Bar No. 00791,266

/Cmiller@millerweisbrod.com

JOSH BIRMINGHAM State Bar No. 24059329

Jbirmingham@millerweisbrod.com

and

JOHN R. SALAZAR, P.C. JOHN R. SALAZAR SBN: 17527150 iohnr@johnrsalazar.com 2201 Main St., Ste. 900 Dallas, TX 75201 Tel. 214-696-5292 Fax. 214-698-5656

ATTORNEYS FOR PLAINTIFF

REQUEST FOR DISCLOSURE

Pursuant to TEX. R. CIV. P. 194, Plaintiff requests disclosure from each and every Defendant of those items contained in 194.2 (a)-(l). Upon service of citation, along with this Original Petition, Defendants are required to respond to these Requests for Disclosure within FIFTY (50) days hereafter.

Envelope No. 32713014 By: VERONICA GONZALEZ Filed: 4/11/2019 3:23 PM

CAUSE NO.: 2019-06499

ABNER PASTOR,	§	IN THE DISTRICT COURT OF
Plaintiff,	§	
	§	
vs.	S	
	§	
GUARDIAN TRANSITION INC.,	§	HARRIS COUNTY
d/b/a GF PROTECTION INC.,	§	
d/b/a GUARDIAN FALL SAFETY, K-	§	
STRONG, KARAM INDUSTRIES and	§	
P.N. INTERNATIONAL	§	
	§	
Defendants.	§	151ST JUDICIAL DISTRICT

DEFENDANT GUARDIAN TRANSITION INC., d/b/a GF PROTECTION INC., d/b/a GUARDIAN FALL SAFETY'S ORIGINAL ANSWER

COMES NOW, Defendant Guardian Transition, Inc. d/b/a GF Protection Inc., d/b/a Guardian Fall Safety's (hereinafter referred to as "Defendant"), Defendant in the above styled and numbered cause, and file its Original Answer and Request for Disclosure to Plaintiff's Original Petition, and would respectfully show the Court as follows:

I. GENERAL DENIAL

Defendant generally denies the allegations contained in Plaintiff's Original Petition, and since they are allegations of fact, Plaintiff should be required to prove them by a preponderance of the evidence in accordance with the laws of the State of Texas.

II. REQUEST FOR DISCLOSURE

Defendants request Plaintiff provide the information identified in Texas Rule of Civil Procedure 194.2 within 30 days of this Request.

III. PRAYER

WHEREFORE, PREMISES CONSIDERED, Defendant Guardian Transition, Inc. d/b/a GF Protection Inc., d/b/a Guardian Fall Safety prays that: (1) Defendant be dismissed from this case with prejudice; (2) Defendant recover its costs incurred hereby; and (3) Defendant recover all other and further relief, both general and special, at law and in equity, to which it is justly entitled.

Respectfully submitted,

THOMPSON, COE, COUSINS & IRONS, L.L.P.

By: /s/ David A. McFarland
David A. McFarland
State Bar No. 00791223
Heather H. Sauter
State Bar No. 24042118
Julie Christensen
State Bar No. 24105601

700 North Pearl Street, 25th Floor Dallas, Texas 75201 Telephone: 214.871.8292

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CERTIFICATE OF SERVICE

I hereby certify that on this 11th day of April, 2019, the above referenced document was served by electronic service to all known counsel of record.

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